

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF :

DORSAH GARIBA,

Petitioner,

VS .

) No. 08-0473

COMMONWEALTH EDISON COMPANY,

Respondent ,

Complaint as to billing and/or )  
charges in Chicago, Illinois. )

Chicago, Illinois

September 18, 2008

Met pursuant to notice at 10:00 a.m.

BEFORE :

EVE MORAN, Administrative Law Judge.

APPEARANCES :

DORSAH GARIBA

6463 North Damen Avenue, Apartment 204  
Chicago, Illinois, 60645

Appearing for the Petitioner;

MR. MARK GOLDSTEIN

3919 Province Circle

Mundelein, Illinois 60060

( 847 ) 949-1340

Appearing for the Respondent.

SULLIVAN REPORTING COMPANY, by  
Steven T. Stefanik, CSR

1		<u>I</u> <u>N</u> <u>D</u> <u>E</u> <u>X</u>			
2	<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	Re- <u>direct</u>	Re- <u>cross</u> By <u>Examiner</u>
3					
4					
5					
6		None			
7		<u>E</u> <u>X</u> <u>H</u> <u>I</u> <u>B</u> <u>I</u> <u>T</u> <u>S</u>			
8	<u>Number</u>	<u>For Identification</u>			<u>In Evidence</u>
9					
10					
11		None so marked.			
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1 JUDGE MORAN: Pursuant to the direction of the  
2 Illinois Commerce Commission, I call Docket  
3 08-0473. This is Dorsah Gariba versus Commonwealth  
4 Edison Company. It is a complaint as to billing  
5 and/or charges.

6 May I have the appearances for the  
7 record, please. If you'd please give me your name,  
8 address and telephone number.

9 MR. DORSAH GARIBA: Dorsah Gariba, 6463  
10 North Damen Avenue, Apartment 204, Chicago,  
11 Illinois, 60645.

12 JUDGE MORAN: Okay.

13 MR. GOLDSTEIN: On behalf of Commonwealth Edison  
14 Company, Mark L. Goldstein, 3919 Province Circle,  
15 Mundelein, Illinois 60060. My telephone number is  
16 (847) 949-1340.

17 I have with me today John Parise of  
18 ComEd.

19 JUDGE MORAN: Okay. Thank you.

20 This is the first time that this case is  
21 up. I would also like to report that a few weeks  
22 ago, I received this packet from Mr. Gariba that

1 was sent to the chief clerk's office in  
2 Springfield. The clerk's office then sent it up to  
3 me with a note that says "copies of exhibits  
4 received in the clerk's office."

5 I did not open this. I do not know what  
6 is actually contained in this packet. I thought  
7 that was the best way to proceed. I'm going to  
8 turn this over to you now, Mr. Gariba.

9 MR. DORSAH GARIBA: Okay.

10 JUDGE MORAN: So you can open it and pull out  
11 whatever documents you have here.

12 And I will leave the room and I will  
13 allow all of you to sit and discuss this matter,  
14 hopefully, to reach a resolution; and if not, to at  
15 least define the issues for me in the case and the  
16 positions.

17 Okay?

18 MR. DORSAH GARIBA: Okay.

19 JUDGE MORAN: Thank you.

20 (Recess taken.)

21 JUDGE MORAN: We're back on the record.

22 Have the parties been able to discuss

1 the matter?

2 MR. GOLDSTEIN: Well, we've had some discussion  
3 of the complaint, Judge.

4 JUDGE MORAN: Hm-hmm.

5 MR. GOLDSTEIN: We're sort of at a loss to  
6 understand what the basis of Mr. Gariba's complaint  
7 is. From the complaint and the information I have,  
8 Mr. Gariba previously lived at 7319 Woodward in  
9 Woodridge, and he owed a balance on the account  
10 there, at least from what our -- what the ComEd  
11 records show.

12 JUDGE MORAN: Hm-hmm.

13 MR. GOLDSTEIN: And that balance was transferred  
14 into his new address on North Damen in Chicago.

15 So I that's -- that's the basis for the  
16 balance on his account. Plus, we had some  
17 discussion about whether Mr. Gariba did or did not  
18 miss one of the payments of his electric account on  
19 North Damen. We didn't resolve that either.

20 So the bottom line of it all is we were  
21 unable to resolve any of the issues in the case.

22 JUDGE MORAN: Okay.

1 MR. GOLDSTEIN: And that's where we're at.

2 JUDGE MORAN: What is your complaint,

3 Mr. Gariba?

4 MR. DORSAH GARIBA: My complaint is I used to

5 live at Woodridge.

6 JUDGE MORAN: Okay.

7 MR. DORSAH GARIBA: And Woodridge.

8 JUDGE MORAN: And where? Where in Woodridge?

9 MR. DORSAH GARIBA: 7319 -- 7319 Woodward

10 Avenue, Apartment 204.

11 JUDGE MORAN: Okay. And when did you live

12 there?

13 MR. DORSAH GARIBA: I lived there between

14 November -- let me look at my record to be precise.

15 2004. Ma'am, if you don't mind. Let me...

16 I lived there from November 20th, 2004.

17 JUDGE MORAN: Hm-hmm.

18 MR. DORSAH GARIBA: And move out on November --

19 September 25th, 2006.

20 JUDGE MORAN: Okay. And you had service from

21 Commonwealth Edison at that point?

22 MR. DORSAH GARIBA: Yes, ma'am.

1 JUDGE MORAN: Okay. And then you moved to this  
2 address, 6463 North Damen?

3 MR. DORSAH GARIBA: No, I moved --

4 JUDGE MORAN: No.

5 MR. DORSAH GARIBA: To at Chandler, Arizona with  
6 CVS pharmacy. I had a job there and I move to  
7 Arizona.

8 JUDGE MORAN: Oh, okay. So you left the state,  
9 moved to Arizona. And how long were you in  
10 Arizona?

11 MR. DORSAH GARIBA: I was in Arizona from  
12 September 2006 to February 2007.

13 JUDGE MORAN: Oh, okay. So from September 2006  
14 to February 2007, you were in Arizona. All right.

15 And then what happened? Then you came  
16 back to Chicago?

17 MR. DORSAH GARIBA: Came back to Chicago where I  
18 was -- everything is always in Chicago. But I wait  
19 again for pharmacy -- basically, that was a  
20 short -- I never like the job offer there. So I  
21 never like them. I come back to Chicago.

22 And then I rented this apartment on -- I

1 signed the lease --

2 JUDGE MORAN: Okay.

3 MR. DORSAH GARIBA: -- of the apartment on

4 September of 17, 2007.

5 JUDGE MORAN: Okay. September 17, 2007, you --

6 okay. So you were in Michigan from February 2007

7 until --

8 MR. DORSAH GARIBA: Right.

9 JUDGE MORAN: Okay.

10 MR. DORSAH GARIBA: But I was staying with a

11 roommate.

12 JUDGE MORAN: Okay. So -- but you were in

13 Michigan?

14 MR. DORSAH GARIBA: Yeah, I was in Michigan.

15 JUDGE MORAN: Working and living there.

16 MR. DORSAH GARIBA: Yeah, I work. I never come,

17 but not -- I don't go to my own apartment because I

18 move out already. I do come to Chicago, but I live

19 at a friend's. So...

20 JUDGE MORAN: Okay. So September 17, you then

21 get a lease on this 6463 North Damen place --

22 MR. DORSAH GARIBA: Yes, ma'am.

1 JUDGE MORAN: -- right?

2 Okay. And you get service with ComEd?

3 MR. DORSAH GARIBA: Yes. When I got the lease,

4 I call ComEd. I said that the meter on line -- I

5 have the record here. And -- I do have one...

6 Okay. Here. And then -- no,

7 September I call ComEd and then I spoke with some

8 of them; but I had order on line confirm on

9 October 16th.

10 JUDGE MORAN: Okay. So on October 16th, what

11 happened? What are you showing?

12 MR. DORSAH GARIBA: Ma'am, it is a -- the

13 request --

14 JUDGE MORAN: Oh, for service.

15 MR. DORSAH GARIBA: -- for service.

16 JUDGE MORAN: Okay.

17 MR. DORSAH GARIBA: -- that did I on line. The

18 request for service, which is the date. And I had

19 to call. I spoke with -- I spoke with so many of

20 them because they were telling me I have to pay

21 reinstatement of these, reinstatement of debt. And

22 I was saying, Why isn't that? Because I don't owe

1 any money. But that was --

2 JUDGE MORAN: Okay. So when you called for  
3 service -- or when you went on line, you were  
4 confirmed for service?

5 MR. DORSAH GARIBA: Right.

6 JUDGE MORAN: But then you had to call someone  
7 to initiate, is that the process?

8 MR. DORSAH GARIBA: Yes, I call when I move in.  
9 The landlord told me, of course, to ComEd services,  
10 you know --

11 JUDGE MORAN: In your name.

12 MR. DORSAH GARIBA: -- in my name.

13 JUDGE MORAN: Sure.

14 MR. DORSAH GARIBA: I called. And when I give  
15 my name and -- they tell me, I owe a bill. I have  
16 to put a deposit. And what do I say, deposit?  
17 I've been using ComEd since 2000. I never pay any  
18 deposit.

19 JUDGE MORAN: Okay. So ComEd asked you for a  
20 deposit.

21 MR. DORSAH GARIBA: A deposit.

22 JUDGE MORAN: And it was based on you -- on some

1 outstanding bill?

2 MR. DORSAH GARIBA: Right.

3 JUDGE MORAN: Okay.

4 MR. DORSAH GARIBA: So, basically, they didn't

5 set my account up straight.

6 JUDGE MORAN: They didn't what?

7 MR. DORSAH GARIBA: Set up my account in my name

8 because --

9 JUDGE MORAN: They did not?

10 MR. DORSAH GARIBA: They did not.

11 JUDGE MORAN: Okay. So --

12 MR. DORSAH GARIBA: But because the electricity

13 was running.

14 JUDGE MORAN: Wait. So whose name did they set

15 your account in?

16 MR. DORSAH GARIBA: It was in my name, but they

17 continue not to put my name on the apartment as the

18 user of the utility.

19 They keep on sending me bill with empty

20 space where that name. I call them. And for -- I

21 have -- I have record -- and I have the record. I

22 spoke with at least six of them.

1 JUDGE MORAN: Well, can you show me a bill?

2 All right. It might be clear as to what

3 you --

4 MR. DORSAH GARIBA: So, ma'am, what happened is,

5 so though I was there was, but it took about three

6 month before my name was put on and then that three

7 month bills is what I pay for --

8 JUDGE MORAN: Oh, this is online payment, is

9 that it?

10 MR. DORSAH GARIBA: This particular one, I wrote

11 a check. When they put my name on the bill and

12 came to me, I wrote a check covering -- ma'am, I'll

13 show you that check covered like four month.

14 Actually, they bill me wrongly. They

15 bill me earlier.

16 JUDGE MORAN: Wait. Wait. I don't want you to

17 tell me anything more than I ask you, okay?

18 MR. DORSAH GARIBA: Yes, ma'am.

19 JUDGE MORAN: Just because it will confuse me.

20 What did ComEd tell you about an

21 outstanding bill when you first asked for service?

22 MR. DORSAH GARIBA: They told me I would need to

1 pay a deposit.

2 JUDGE MORAN: Okay. How much deposit?

3 MR. DORSAH GARIBA: The lady told me it was

4 hundred.

5 JUDGE MORAN: \$100.

6 MR. DORSAH GARIBA: \$100-something.

7 JUDGE MORAN: Okay.

8 MR. DORSAH GARIBA: I don't remember well. But

9 later on, they have it on the bills.

10 JUDGE MORAN: Did they -- did you pay the \$100?

11 MR. DORSAH GARIBA: No, ma'am, but they put all

12 the late charges and the reinstatement of bad debt.

13 They said it's bad debt and

14 reinstatement of the bad debt, there was a charge

15 for that. The fees alone was like 400, which are

16 here which I have handy.

17 JUDGE MORAN: Okay. Hold on. I have them here.

18 You didn't pay a deposit?

19 MR. DORSAH GARIBA: I didn't pay a deposit.

20 JUDGE MORAN: But you still got service?

21 MR. DORSAH GARIBA: Because when I move in the

22 apartment, there was service. There was light in

1 the apartment.

2 JUDGE MORAN: Okay. So whoever lived there

3 before had not turned off service or had not --

4 MR. DORSAH GARIBA: I have no idea.

5 When I move in, there was light. And

6 the landlord told me I have to put my name on the

7 utility in my name, which is a normal routine to

8 do.

9 JUDGE MORAN: Sure.

10 MR. DORSAH GARIBA: So I called ComEd to put the

11 utility in my name.

12 JUDGE MORAN: Yes.

13 MR. DORSAH GARIBA: And when I called for the --

14 they asked me for my information, my Social

15 Security, my name, all that sort of thing --

16 JUDGE MORAN: Right.

17 MR. DORSAH GARIBA: -- I give them.

18 Then the lady told me that I owe some

19 money with ComEd. I have to pay a deposit.

20 JUDGE MORAN: Okay.

21 MR. DORSAH GARIBA: And I have to pay that

22 because it come for collection. So it's a bad debt

1 and I have to pay another fee for the bad debt.

2 JUDGE MORAN: Okay. So there were collection  
3 attempts on the money that you owed?

4 MR. DORSAH GARIBA: That what they say, because  
5 I didn't owe any money. I didn't owe them.

6 JUDGE MORAN: All right. But that's what was  
7 told to you?

8 MR. DORSAH GARIBA: That's what they told me.

9 JUDGE MORAN: Okay.

10 MR. DORSAH GARIBA: And then --

11 JUDGE MORAN: Okay.

12 MR. DORSAH GARIBA: -- because as a result, they  
13 didn't put my name until like three month. So when  
14 the first bill came, it was --

15 JUDGE MORAN: Okay. So the first bill for  
16 service came --

17 MR. DORSAH GARIBA: From September -- the first  
18 bill came from September 5th, 2007 to  
19 September 25th, 2007, 20 days. I have it here.

20 JUDGE MORAN: Okay.

21 MR. DORSAH GARIBA: But, ma'am, what happened is  
22 the -- they charge falsely because I move in

1     there --

2           JUDGE MORAN:   Wait.   Wait.

3           MR. DORSAH GARIBA:   -- on September.

4           JUDGE MORAN:   No, I don't want you to tell me

5     any more right now.

6                    Okay.   This bill that you're showing me

7     is dated January 2nd, 2008.

8           MR. DORSAH GARIBA:   Yes, ma'am.   I did take from

9     September 7th -- this is the lease, the time I move

10    into apartment.

11          JUDGE MORAN:   Okay.   Your lease is from --

12          MR. DORSAH GARIBA:   September 9th --

13    September 17th.

14          JUDGE MORAN:   Lease is from the 9/17/07 to

15    8/30/08.

16          MR. DORSAH GARIBA:   Ma'am, very important note

17    is there.   ComEd charged me from the -- they start

18    charging me from September 5th.   I move in -- I

19    signed the lease.

20          JUDGE MORAN:   Okay.   So that's your -- that's

21    your complaint that they --

22          MR. DORSAH GARIBA:   It's not my complaint.   I'm

1 showing part -- the fraudulent charges because this  
2 is a fraud.

3 JUDGE MORAN: I will determine that.

4 MR. DORSAH GARIBA: It's clear here.

5 JUDGE MORAN: I will --

6 MR. DORSAH GARIBA: Okay, ma'am.

7 JUDGE MORAN: -- determine that. That's just  
8 what you're saying now, that you were charged and  
9 I -- saying fraud isn't sufficient. You have to  
10 show fraud.

11 MR. DORSAH GARIBA: Yes.

12 JUDGE MORAN: So that's what I'm looking to get  
13 from you, the showing, okay?

14 MR. DORSAH GARIBA: All right.

15 JUDGE MORAN: So you're saying you were charged  
16 from --

17 MR. DORSAH GARIBA: From --

18 JUDGE MORAN: -- from September 5th.

19 MR. DORSAH GARIBA: 5th instead of from  
20 September 17th. Almost a week.

21 JUDGE MORAN: Okay. Instead of September 17th.  
22 Okay. That's a clear statement.

1 MR. DORSAH GARIBA: The evidence are here.

2 JUDGE MORAN: Okay. So that is one part of your  
3 complaint.

4 Is there another part of your complaint?

5 MR. DORSAH GARIBA: This is another thing from  
6 my current resident. However, these charges I was  
7 charged, I pay it. I paid the charges.

8 JUDGE MORAN: Okay. What I'm not clear.  
9 Please.

10 MR. DORSAH GARIBA: Ma'am, I said these charges  
11 that were charged to me for a week that I wasn't  
12 there at the place they charge me.

13 JUDGE MORAN: Right.

14 MR. DORSAH GARIBA: I however paid that money.

15 JUDGE MORAN: You paid the money --

16 MR. DORSAH GARIBA: Yes.

17 JUDGE MORAN: -- for this -- from September 5th  
18 just to 9/17, just as you were billed for that.  
19 Okay.

20 MR. DORSAH GARIBA: Right.

21 JUDGE MORAN: All right.

22 And?

1 MR. DORSAH GARIBA: And I paid, but I  
2 complained.  
3 JUDGE MORAN: Okay.  
4 MR. DORSAH GARIBA: I just saw that it wasn't  
5 right because -- but I paid because.  
6 JUDGE MORAN: All right.  
7 MR. DORSAH GARIBA: Now, ma'am, the main  
8 complaint is my -- the electricity in my apartment  
9 was turned off on July 5th.  
10 JUDGE MORAN: Okay.  
11 MR. DORSAH GARIBA: Electricity in my apartment  
12 was --  
13 JUDGE MORAN: Okay. Hold on. Service was shut  
14 off --  
15 MR. DORSAH GARIBA: On July 5th.  
16 JUDGE MORAN: -- on July 5th of this year.  
17 MR. DORSAH GARIBA: The 1st of July.  
18 JUDGE MORAN: Oh, July 1st. I'm sorry.  
19 MR. DORSAH GARIBA: 7/1 --  
20 JUDGE MORAN: 1.  
21 MR. DORSAH GARIBA: -- '08.  
22 JUDGE MORAN: All right. And why did that

1    happen?

2           MR. DORSAH GARIBA:   When I called, they give me  
3   different statement.   And I had to create a file  
4   for --

5           JUDGE MORAN:   Okay.

6           MR. DORSAH GARIBA:   -- for that.

7                   I called.   I spoke with them.   They give  
8   me the frame -- I called and I was told that they  
9   shut off my light because I owe that bill, which  
10   I'm talking, that was at my old residence at 7319  
11   Woodward Avenue at Woodridge.

12          JUDGE MORAN:   Okay.   Because they're saying  
13   there was something owed from Woodridge account.  
14   Okay.

15          MR. DORSAH GARIBA:   And I told the lady the  
16   Woodridge account, I did not owe anything at  
17   Woodridge because in 2005, I was staying there.

18                   I was sent a bill from ComEd with a  
19   location in Chicago while I was in Woodridge.   And  
20   this is the bill, ma'am.   I will show it to you.

21                   A location at 1800 South in Chicago.  
22   They sent a bill to me.   That was in 2005.   I call

1 ComEd. I said I never live in that place. I never  
2 been there. I am currently at Woodridge and I pay  
3 my bill. You have that on record. I'm not --

4 JUDGE MORAN: Okay. Hold on. Is this your  
5 address?

6 MR. DORSAH GARIBA: No, ma'am, I never live at  
7 that address. I never live there.

8 ComEd send me that bill. I wrote to  
9 them three times. They told me they will take that  
10 bill off. That was in 2005. I wrote them like  
11 three times. I faxed them. Even though I was  
12 living in Woodridge. That was 2005. I said I  
13 didn't live there.

14 JUDGE MORAN: Okay. So you're saying that you  
15 are not Johnny Porter Gariba.

16 MR. DORSAH GARIBA: No. Ma'am, I really don't  
17 know where strong one -- this I would say it's not  
18 even identity because when I call ComEd, they told  
19 me they were not charging me for that bill. And I  
20 said that is the only one they could charge me  
21 because I pay all my bill when I live at Woodridge.  
22 Ma'am, my bill was averagely 25, \$25 averagely.

1 JUDGE MORAN: Okay.

2 MR. DORSAH GARIBA: So how did I owe \$300 when I  
3 never miss a bill?

4 I request them to give me my payment  
5 record several times. They refuse.

6 JUDGE MORAN: Okay. And this bill that you're  
7 showing me, I'm a little confused, because it seems  
8 that the service location is 1811 South Troy in  
9 Chicago.

10 MR. DORSAH GARIBA: Yes, ma'am. That's what the  
11 whole thing I've been talking about.

12 JUDGE MORAN: Okay. So there -- you were told  
13 that service was shut off because of this \$130  
14 bill, which is probably accumulated late fees and  
15 God knows what after that.

16 MR. DORSAH GARIBA: Right. And I told them I  
17 never live there. I never open this account. They  
18 told me, yes, they were not charging me for this  
19 account.

20 I said this is the only one that could  
21 be because I remember I communicated with ComEd.

22 JUDGE MORAN: Hm-hmm.

1       MR. DORSAH GARIBA: I sent three letters. I fax  
2 it to them. And they told me they have taken care  
3 of it.

4       JUDGE MORAN: Okay.

5       MR. DORSAH GARIBA: That was in 2005.

6       JUDGE MORAN: All right.

7       MR. DORSAH GARIBA: Apart from that, there  
8 cannot be any bill because they told me when I was  
9 moving, I didn't call to shut off my light. I said  
10 when I was moving, I did call to shut off my light.  
11 And I showed them that bill who show \$5, which mean  
12 there was nobody in the apartment and \$9. So --

13       JUDGE MORAN: Do you have any of the bills from  
14 when you were living at the Woodridge --

15       MR. DORSAH GARIBA: Yes, ma'am.

16       JUDGE MORAN: -- address?

17       MR. DORSAH GARIBA: I requested them to produce.  
18 They said they can only go back two years' time. I  
19 said, fine. Just give it to me. They refuse.

20               I describe the cover of one of my  
21 checkbooks, but the Woodridge bill, I have -- let  
22 me see.

1                   Yes.   Okay.   Here we go.   This is the  
2   only one that I have.   But, ma'am, just confirm to  
3   you when I left the apartment, it was \$5 and \$9.   I  
4   did call them to -- and I told them if someone is  
5   reusing it, they should have the record because  
6   when I left, it was \$5.

7           JUDGE MORAN:   Okay.

8           MR. DORSAH GARIBA:   And \$9.

9           JUDGE MORAN:   All right.

10                   Okay.   So your second complaint was  
11   service was shut off on July --

12           MR. DORSAH GARIBA:   1st.

13           JUDGE MORAN:   -- 1st, 2008 because of that  
14   Woodridge bill amount.   That's what you were told,  
15   at least.

16           MR. DORSAH GARIBA:   Right.

17           JUDGE MORAN:   Right?   Okay.

18                   Any other complaint?

19           MR. DORSAH GARIBA:   And, basically, that's it.  
20   And they shut off my light.   And this, one I never  
21   live at that address and the charge came to me.   I  
22   never live there.   It is not my bill because I have

1    been paying my bill.    They have the record.

2           JUDGE MORAN:   Okay.

3           MR. DORSAH GARIBA:   When I live, I was -- the

4    record.   They refuse.

5                   Ma'am, they have it here.   And you will

6    see when I was living in Woodridge, I been paying

7    my bill systematically.

8           JUDGE MORAN:   Okay.   I have a question --

9    another question now.

10                   Do you have service now?

11           MR. DORSAH GARIBA:   Ma'am, I don't have service.

12    I have to leave the place and I don't have service.

13    Heat -- my medicine and food, everything goes

14    spoiled.   And heat even without -- I can't see, you

15    know.

16           JUDGE MORAN:   No.   I just want to know, do you

17    have service now?

18                   How are you living.

19           MR. DORSAH GARIBA:   The answer, I have to live a

20    different place.   I'm not more living there

21    because --

22           JUDGE MORAN:   Well, where are you living now?

1       MR. DORSAH GARIBA: I'm living at a different  
2 place. I can tell you, but I just want them to  
3 even know where I am.

4       JUDGE MORAN: Well, that's not the way we  
5 operate.

6       MR. DORSAH GARIBA: I live in Chicago. I live  
7 in Chicago. I live in Chicago. But, you know, as  
8 I'll show you some of the --

9       JUDGE MORAN: So when did you move out of this  
10 place, 6463 South Damen?

11               When did you move? I mean -- I'm sorry.  
12 Do I have the wrong address?

13       MR. GOLDSTEIN: North Damen.

14       JUDGE MORAN: Oh, North Damen. I'm sorry.  
15               When did you move out of there?

16       MR. DORSAH GARIBA: When did I move --

17       JUDGE MORAN: When did you move?

18       MR. DORSAH GARIBA: Oh, I move out of it last  
19 month, the end of last month.

20       JUDGE MORAN: Last month was --

21       MR. DORSAH GARIBA: We are in September. Last  
22 month was August.

1 JUDGE MORAN: Okay. So you moved out of here in  
2 August.

3 MR. DORSAH GARIBA: Yes.

4 JUDGE MORAN: I need to have a new address for  
5 you because we have to send you notices and  
6 everything else.

7 MR. DORSAH GARIBA: Yes, ma'am. If notice sent  
8 to my old address, I get my mail.

9 For my privacy, I can provide to you,  
10 but, as I say, Mr. Richard, he intimidate me on the  
11 phone. Even here, he intimidate me a lot, and I  
12 would not like him to know where I live.

13 JUDGE MORAN: I've never heard of anything like  
14 this.

15 MR. DORSAH GARIBA: Ma'am, I just show you my  
16 phone conversation he had with me just for you to  
17 get --

18 JUDGE MORAN: Is that with Mr. Parise or --

19 MR. JOHN PARISE: Your Honor, maybe I can just  
20 interject one thing.

21 JUDGE MORAN: Okay.

22 MR. JOHN PARISE: I think we have, the way I see

1 it, three issues.

2 I'm willing to work with this gentleman  
3 on the late payment charges. I'm willing to waive  
4 those. But I show -- let's start with this address  
5 that he's currently living at, the Damen address.  
6 I show that he did, in fact, pay all of his bills  
7 there except for one bill.

8 MR. DORSAH GARIBA: Ma'am, it's a lie.

9 MR. JOHN PARISE: That's a -- please.

10 JUDGE MORAN: Please. I gave you an opportunity  
11 to talk.

12 MR. JOHN PARISE: The bill from February 28th to  
13 March 28th, that was 25.38 is unpaid. All the  
14 other bills from September 5th, 2007 through  
15 July 29, 2008 were paid, okay? Just one bill  
16 missing there.

17 JUDGE MORAN: Hm-hmm.

18 MR. JOHN PARISE: From his other address on  
19 Woodward, based on the records and the information  
20 I've been given from our representatives, he lived  
21 there from November 19th, 2004. It was under the  
22 name of Dorsah and Johnny Porter.

1 MR. DORSAH GARIBA: November 20th.

2 MR. JOHN PARISE: Okay? And we show that that  
3 account was finalized and she moved out on 13th,  
4 2005. At that point in time, we mailed a time bill  
5 to Johnny Porter of \$3.69, which was paid. At that  
6 point in time, the service was taken out of her  
7 name and nobody was placed on service.

8 At a later date, we found that  
9 Mr. Gariba was, in fact, still living there. So we  
10 started his service from June 15th, 2005. And at  
11 that location, we billed him through November 17th,  
12 2008 -- 2006. I'm sorry.

13 I can confirm what he said, the last two  
14 bills. It appears that no one was living there.  
15 ComEd would be willing to give -- make those two  
16 bills -- or cancel those two bills.

17 During that point in time that he lived  
18 there, he paid all of his bills except for a bill  
19 from January 7 of '06 to February 7 of '06. That  
20 was 21.11. And then his begin bill that was from  
21 June 15th of '05 to December 6th, of '05, that's  
22 166.51.

1                   So while we turned the power off for  
2   \$400, if we cancel the late charges and if  
3   Mr. Gariba is willing to pay the 166.51, 21.11 and  
4   the 25.38, that could settle the complaint. Or if  
5   he can give us receipts showing that those bills  
6   were, in fact, paid, I'd be happy to take care of  
7   that also.

8       JUDGE MORAN: Okay. If we go to hearing, are  
9   you going to be able to bring these receipts in?

10      MR. DORSAH GARIBA: Ma'am --

11      JUDGE MORAN: No. Please answer the question.

12      MR. DORSAH GARIBA: I have the receipt that they  
13   suppose to provide me with my bill. I requested.  
14   They have the bill. They are supposed to provide  
15   me with the copies of bill. They have the record.  
16   I requested so many times.

17      JUDGE MORAN: What bills are you asking for?

18      MR. DORSAH GARIBA: When I was at Woodridge.  
19   He's talking of joint -- I have been paying the  
20   bills there and my bills there --

21      JUDGE MORAN: Who is Johnny?

22      MR. DORSAH GARIBA: Johnny is my ex-wife.

1 JUDGE MORAN: Okay.

2 MR. DORSAH GARIBA: And Johnny never stay at  
3 that area because her mom was seriously ill and she  
4 was taking care of the mom. Johnny never live  
5 there.

6 JUDGE MORAN: Okay. But she had -- somehow her  
7 name was on the --

8 MR. DORSAH GARIBA: Oh, yes.

9 JUDGE MORAN: -- the bills.

10 MR. DORSAH GARIBA: Yes. We live --

11 JUDGE MORAN: Somehow, her name got on it. It  
12 wasn't put on by magic. I mean, she must have  
13 applied.

14 MR. DORSAH GARIBA: Yes. We --

15 JUDGE MORAN: Or you applied as a couple.

16 MR. DORSAH GARIBA: -- we applied as a couple.

17 JUDGE MORAN: A couple. All right.

18 MR. DORSAH GARIBA: -- over there. And the  
19 bills, I pay the bills.

20 And Johnny don't pay any bill he tried  
21 to put through. Now, there was these charges that  
22 I didn't know where it came from. I paid my bills.

1 They have the records.

2 Show me over there at Woodridge that

3 this here -- he's telling me there's one bill from

4 February, I didn't pay \$25. You can't show me

5 25 -- do I pay that.

6 Why can't you show me the bills over

7 there that this particular amount at Woodridge,

8 this the amount to be paid, this the amount to be

9 paid. You have the record. Why won't you tell me

10 that this is the amount I didn't pay at Woodridge?

11 You have the record.

12 JUDGE MORAN: Okay. Let me ask Mr. Parise.

13 Do you have copies of all these bills?

14 MR. JOHN PARISE: Your Honor, we only go back

15 two years with that.

16 JUDGE MORAN: Right. I know. That's all

17 they're required to do.

18 MR. DORSAH GARIBA: Right. You give me that.

19 JUDGE MORAN: And can't even berate them because

20 that's what our rules say, okay?

21 MR. DORSAH GARIBA: They supposed to give me

22 copy. I requested -- they didn't give me a copy.

1       MR. JOHN PARISE:   What I was able to get --

2       JUDGE MORAN:   Okay.

3       MR. JOHN PARISE:   -- put together from the

4   information that I got from the representative at

5   that handled this complaint --

6       JUDGE MORAN:   Hm-hmm.

7       MR. JOHN PARISE:   -- that she was able to

8   somehow get the billing periods and amounts of

9   money due.

10      JUDGE MORAN:   Hm-hmm.

11      MR. JOHN PARISE:   And also the payments on the

12   account --

13      JUDGE MORAN:   Okay.

14      MR. JOHN PARISE:   -- during that period of time.

15   And --

16      JUDGE MORAN:   Okay.

17      MR. JOHN PARISE:   And while I can't get actual

18   bills, I can have someone testify that these are,

19   in fact, the bills that ComEd rendered to this

20   gentleman for this period of time.

21      JUDGE MORAN:   Okay.

22      MR. JOHN PARISE:   These are the payments that

1 were received from the gentleman for this period of  
2 time.

3 And as I mentioned, there's -- he paid  
4 all the bills other than two at the old location.  
5 And at his new location, we show that he had missed  
6 one payment, but he paid all the other bills.

7 JUDGE MORAN: Okay. And why was he shut off?

8 MR. JOHN PARISE: He was shut off for a bill --  
9 bill plus late charges. It appears at the time, it  
10 was around \$556.

11 JUDGE MORAN: That's the old bill from  
12 Woodridge --

13 MR. JOHN PARISE: That's correct.

14 JUDGE MORAN: -- that was a certain amount and  
15 has just grown over the years. Is that the  
16 problem?

17 MR. JOHN PARISE: Yes, it is, your Honor.

18 MR. DORSAH GARIBA: Ma'am, may I ask you  
19 something?

20 JUDGE MORAN: Okay.

21 MR. DORSAH GARIBA: Ma'am, we are in a high  
22 technology age and commit -- information database

1 sufficient enough to provide these bills statement.

2 Ma'am, they are trying to camouflage the  
3 wrong they have done. It is unbelievable to say  
4 that you say I owe something and you cannot be able  
5 to pinpoint the month that I owe.

6 Ma'am, bill only average \$24. How do I  
7 come out 300-something. And even that, we have --  
8 I have spoken with them about they bill that sent  
9 me that I never owe -- I never open. They told me  
10 that they are going to take care of it and they  
11 took care of it. And even still, they say it  
12 wasn't that bill.

13 They told me it wasn't that bill. I  
14 said, Well, tell me which month I didn't pay. And  
15 you can't tell me which month I didn't pay. It's  
16 not fun to shut somebody light out. They did that  
17 to me.

18 JUDGE MORAN: Okay. I'm going to require that  
19 you tell Mr. Gariba in writing exactly --

20 MR. JOHN PARISE: Be happy to.

21 JUDGE MORAN: -- what happened, you know, dates,  
22 times, whatever you can in terms of the bills.

1       MR. DORSAH GARIBA:   How can someone come and  
2   testify?   The only thing they have to show the  
3   statement that I owe this month I didn't pay.  
4       JUDGE MORAN:   And --  
5       MR. JOHN PARISE:   I can actually make --  
6       JUDGE MORAN:   -- whatever documents you have  
7   that would illustrate that, if you could.  
8       MR. JOHN PARISE:   I can make a copy of this  
9   today, your Honor --  
10      JUDGE MORAN:   Okay.   That's fine.  
11      MR. JOHN PARISE:   -- and give this to Mr. Gariba  
12   which shows that's --  
13      JUDGE MORAN:   That's fine.  
14      MR. JOHN PARISE:   -- which shows, like I said,  
15   there's only two bills that he missed.  
16      JUDGE MORAN:   That's fine.  
17      MR. JOHN PARISE:   If he can come up and show  
18   that those bills were paid, I'd be happy to take  
19   care of the matter for him.  
20      JUDGE MORAN:   Okay.  
21      MR. DORSAH GARIBA:   Ma'am, what they did is a  
22   criminal act.   It's a criminal act.

1 JUDGE MORAN: Pardon me?

2 MR. DORSAH GARIBA: Ma'am, I said what they did  
3 to me is a criminal act because they shut my lights  
4 out without a reason. I never owe. A bill coming  
5 2000. I never owe. It's not -- I know what bills  
6 are because if I use light, I have to pay for  
7 light.

8 JUDGE MORAN: Right.

9 MR. DORSAH GARIBA: And that is what they send  
10 it to credit and, you know, it's not fair. It's  
11 not fair.

12 JUDGE MORAN: Why -- what is the policy on  
13 shutting off lights? What is the law? Please send  
14 Mr. Gariba that. Under what authority.

15 Now, Mr. Gariba, what do you want  
16 now? What do you want from this Commission?

17 Do you want -- you obviously are living  
18 someplace where you don't need electricity; is that  
19 correct?

20 MR. DORSAH GARIBA: Ma'am, I contacted the  
21 Commission, you know, after my friend said, oh,  
22 contact the Commission and, you know, I tried to

1 reach them. There's no result. And for -- contact  
2 the Commission.

3               So I thought there would be I -- of  
4 having the light. I stay there over the month.  
5 The light was not turned on and this continued.  
6 The procedures -- long, long, long. I have to stay  
7 at hotel. I say at Hyatt hotel. I stay at other  
8 hotels. The one money I have spent.

9               Ma'am, it is this money. I can pay  
10 whatever it is. I can pay. It's not an issue.  
11 The issue is principal. The issue is principal.  
12 They do that to minorities. If you have asset or  
13 you have a strange name, they do that and they know  
14 they harass you will pay because you need  
15 electricity. They do that.

16              If you go to consumer.com, ma'am, you'll  
17 be surprised to see what they are doing. They do  
18 that to people to corner them because you afraid to  
19 pay and have the service. They do that.

20              Ma'am, I can pay for 500, 600 to have  
21 electricity. That's no problem. The problem is  
22 you just can't shut my lights out with a false

1 reason that I owe, which I never. You know, I've  
2 been paying.

3 JUDGE MORAN: Okay.

4 MR. JOHN PARISE: Your Honor --

5 JUDGE MORAN: I will tell you a tip for next  
6 time, and this is what I do when I disagree with  
7 the bill. I pay it under protest. And the reason  
8 for that is, you will not lose service and you will  
9 still be able to fight for your principle. Okay?

10 MR. DORSAH GARIBA: We are discussing it.

11 JUDGE MORAN: So that's just a tip for the  
12 future.

13 MR. DORSAH GARIBA: Yes, ma'am.

14 JUDGE MORAN: It's what I do. I have many times  
15 disagreements just like I do with different  
16 companies.

17 MR. DORSAH GARIBA: That's -- that sound great.

18 JUDGE MORAN: That's what I do, because then it  
19 helps you, you know, to keep your credit, your  
20 service, everything intact, and it still allows you  
21 to fight for the principal. Okay?

22 So...

1       MR. JOHN PARISE: Your Honor, one other thing  
2 for the record, too.

3       JUDGE MORAN: Yes. Hm-hmm.

4       MR. JOHN PARISE: I think ComEd was more than  
5 fair with this customer.

6               In January of 2007, the monies were  
7 applied to his account and that was his balance at  
8 that time was 522.20. And we worked with him -- or  
9 we didn't turn the power off until July of '08. So  
10 he had a very large balance for many, many months,  
11 seven months, eight months, before we took any  
12 action, you know, which is I think more than  
13 adequate a period of time to get it resolved.

14              You know, it's not that it was a  
15 surprise. It was on his bill from the time he  
16 started service --

17       JUDGE MORAN: Okay. Is --

18       MR. JOHN PARISE: -- on the account.

19       JUDGE MORAN: All right.

20              Well, we will put this all more formally  
21 on the record. In the meantime --

22       MR. DORSAH GARIBA: Just for the record, sorry,

1 if I can.

2 JUDGE MORAN: Yes, I'm sorry.

3 MR. DORSAH GARIBA: For the record for what you  
4 were saying, for this bill, which I show you the  
5 time I move in my apartment, this is the lease.

6 JUDGE MORAN: Yes. I saw the lease and I  
7 have --

8 MR. DORSAH GARIBA: And the time they start  
9 charging me. They charge me backwards. I wasn't  
10 in the apartment that time. They charge me  
11 backwards.

12 JUDGE MORAN: Okay.

13 MR. DORSAH GARIBA: And just as you advising me  
14 on, I pay it, but I complain to them, you know.

15 JUDGE MORAN: All right.

16 MR. DORSAH GARIBA: You charge me when I was not  
17 in the apartment. You can't charge me someone who  
18 was staying -- they charge it to me.

19 JUDGE MORAN: All right.

20 MR. DORSAH GARIBA: I paid that. It just not  
21 fair.

22 What is this.

1       MR. JOHN PARISE: Those are statements of your  
2 account for each of the addresses. And the writing  
3 that I put down there, sir, the first one shows the  
4 bill that was unpaid. That's your most recent  
5 account.

6       MR. DORSAH GARIBA: Ma'am?

7       JUDGE MORAN: Yes.

8       MR. DORSAH GARIBA: I appreciate this gentleman  
9 just even don't talk to me. When I take to me, I  
10 have bad feeling, irritation. I just don't want to  
11 hear him talking to me. I'm sorry.

12       MR. GOLDSTEIN: Well, Judge, let's shortcut it.  
13 Let's try to arrive at -- hearing date.

14       JUDGE MORAN: Mr. Gariba, I do need you to take  
15 a deep breath.

16       MR. DORSAH GARIBA: Ma'am, it's so painful.  
17 It's so painful.

18       JUDGE MORAN: I understand, but I think this is  
19 much more involved than this -- than this  
20 discussion --

21       MR. DORSAH GARIBA: They destroy me. They  
22 destroy me. What else? They humiliated me. They

1 send me to -- they destroy my credit. And the  
2 front -- they the toll committee -- oh, drive this.  
3 You don't light. You know, they humiliation, the  
4 pains I went through.

5                   They know what they did. And still,  
6 when I talk on the phone, he will intimidate to me  
7 just -- and he cannot stay a second without lights.  
8 Somebody lost his job because there wasn't light,  
9 the generator because he can't stay without light.  
10 Why should I have to be without light for over a  
11 month? And still, you have the pleasure to tell me  
12 anything you want.

13       MR. GOLDSTEIN: All right.

14                   Can we --

15       MR. DORSAH GARIBA: It's so painful. What you  
16 give me here, it's nothing you give me. You  
17 supposed to give me a bill.

18       MR. GOLDSTEIN: Judge, can we have a date set?

19       JUDGE MORAN: Okay.

20                   Mr. Gariba, what's a good date for you  
21 to come in and let's have a formal hearing on this?

22       MR. DORSAH GARIBA: Ma'am, with all due respect,

1 I don't think I'm going to get a fair hearing here  
2 because if they cannot produce the bills that they  
3 charging me for and I know I have to bring it, I  
4 don't know what fair hearing I can get here.

5 I mean, I'm not -- I cannot say that I  
6 -- I have respect for you. You've be straight.  
7 You haven't say anything I feel that against me,  
8 but I just think that is the system. It's the just  
9 the system.

10 JUDGE MORAN: But, Mr. Gariba, this is your  
11 shot.

12 MR. DORSAH GARIBA: Ma'am --

13 JUDGE MORAN: -- this is your chance.

14 MR. DORSAH GARIBA: I have undergone what the  
15 pains. I have taken all the pain and humiliation.  
16 This Commission not going to restore the light that  
17 I didn't have or my medication that got -- went  
18 spoiled, my food, my humiliation, the neighborhood.  
19 This Commission not going to pay that.

20 I have to stay at Hyatt Hotel, expensive  
21 per night. I have to stay also areas. This  
22 Commission's not going to see any -- to that. So

1    what's -- where's -- (unintelligible).

2                   They shut my lights out and they say you  
3    owe 25.   And I show I paid the 25 -- \$25.   If you  
4    say I owe something somewhere, why can't you show  
5    me the bill -- I request all of them to give me my  
6    bills.   So I will compare them.   They refuse.   They  
7    refuse.   How can -- if they don't have record.  
8    They told me two year.   I said two years, fine.  
9    They never give me.   They never give me.

10       MR. GOLDSTEIN:   Well --

11       MR. DORSAH GARIBA:   And now you say, come and  
12    testify.   Why can someone come and testify for the  
13    company and if you don't have the bill.   It's the  
14    testify the wrong way.   You must be kidding.

15       MR. GOLDSTEIN:   Could we have this matter set,  
16    Judge.   And if Mr. Gariba shows, we'll have a  
17    witness here.   If he does not appear, then we'll  
18    ask that the matter be dismissed, but let's set an  
19    evidentiary hearing.

20       JUDGE MORAN:   Mr. Gariba, I encourage you to  
21    come to the next hearing.

22                   Wait.   I encourage you because it is a

1 way for you to see the system work. You are  
2 prejudging the system. Don't do that.

3 MR. DORSAH GARIBA: I'm the pretend the system.  
4 Ma'am, if I tell you the humiliation, if you were  
5 to be my shoe. It tell you, too, because I have  
6 respect for you. It take me little to know. I am  
7 a pharmacist and I have a master degree, health  
8 administration.

9 My father was a retired judge. I  
10 respect the law. I'm very passive, very peaceful.  
11 But when I'm taking granted, it pains me a lot. It  
12 pains me a lot. And I've been taken for granted.  
13 Things. You know, it's not a matter of being rich  
14 or whatever it is, but I think take care of my  
15 bills.

16 JUDGE MORAN: I think you do, too.

17 MR. GARIBA: And my bills never pass a \$24. It  
18 never pass that much. How do you charge me, you  
19 know --

20 JUDGE MORAN: And we're just trying to --

21 MR. DORSAH GARIBA: It's not fair -- I try  
22 and -- see people do something wrong because you

1    what you do is you get instigating people to change  
2    their behavior.  And we cause the problem and when  
3    we see that, we don't recognize it.

4           JUDGE MORAN:  Let me ask you something --

5           MR. DORSAH GARIBA:  It's not fair to do that.

6           JUDGE MORAN:  You have a checking account,  
7    right?

8           MR. DORSAH GARIBA:  Ma'am, I have a bank with  
9    Citibank, Chase and Bank of America.  The biggest  
10   bank in the country --

11          JUDGE MORAN:  Okay.  But what I'm trying to say  
12   is, you have checks stubs or records from all your  
13   payments or how --

14          MR. DORSAH GARIBA:  I can -- it's on the check  
15   stub for the Woodridge area.

16          JUDGE MORAN:  Yes.

17          MR. DORSAH GARIBA:  I was banking with US Bank,  
18   which I no longer do.  But I have some of the  
19   checks and it is here.  I just -- I can show you  
20   some of ComEd.  You could see this is June 2006.  
21   This is a check.

22          JUDGE MORAN:  Okay.

1       MR. DORSAH GARIBA:   And you see \$33.   My -- I  
2   don't use much light.

3       JUDGE MORAN:   Right.   Okay.

4       MR. DORSAH GARIBA:   My lights -- when it pass  
5   \$25, it's -- it's electricity.   It is, you know,  
6   how could you bill me 400 -- you know, this --

7       MR. JOHN PARISE:   The document that I gave him,  
8   your Honor, would reflect that payment and all  
9   payments that we got from him at the time.

10               We're only concerned about the ones that  
11   we didn't get.

12       MR. DORSAH GARIBA:   My document -- is going to  
13   say late -- he's going to tell -- light -- he give  
14   me document.   This -- did not cover those.   So  
15   don't let him say you give me some document here.

16       JUDGE MORAN:   All right.

17       MR. JOHN PARISE:   Okay.

18       JUDGE MORAN:   All right.

19       MR. DORSAH GARIBA:   He's trying to create a  
20   precedent that you say he gave me document.   You  
21   haven't give me those things.

22               I have to give me bill by bill at the

1 Woodridge and specifically pinpoint that for first  
2 I put here. You see I owe \$25 at my current  
3 address, which I show you I paid. You see I do  
4 have paid.

5 MR. GOLDSTEIN: Well --

6 MR. DORSAH GARIBA: You want to say something  
7 else?

8 Usually, I be able to say show at  
9 Woodridge that I didn't pay this particular moment.  
10 You don't have that. You don't give me that and  
11 later you say you give me something. That is lies  
12 you want to say later.

13 MR. GOLDSTEIN: What's the next day, Judge, if I  
14 may ask?

15 JUDGE MORAN: Okay. You can give me some dates.  
16 This is --

17 MR. JOHN PARISE: Yeah, how about October 14th.

18 MR. GOLDSTEIN: How does October 14th, Judge,  
19 look to your -- in your calendar?

20 JUDGE MORAN: Is that --

21 MR. JOHN PARISE: It's a Tuesday.

22 JUDGE MORAN: That's not going to be good. I

1 can do the 15th.

2 MR. JOHN PARISE: No, we got the Part 280

3 workshops, your Honor.

4 JUDGE MORAN: How about the 16th?

5 MR. JOHN PARISE: Same workshops.

6 MR. GOLDSTEIN: 17th, I could do. That's a

7 Friday.

8 JUDGE MORAN: 17th is a Friday?

9 MR. GOLDSTEIN: Yeah.

10 JUDGE MORAN: We'll do it then.

11 MR. JOHN PARISE: How about 28th?

12 JUDGE MORAN: No, let's do it sooner than later.

13 October 17th.

14 MR. GOLDSTEIN: Or I could do it any -- the

15 first three days of the next week, Judge, the 20th,

16 21st.

17 JUDGE MORAN: No. No.

18 MR. GOLDSTEIN: Okay. That's fine.

19 JUDGE MORAN: Mr. Gariba, when do you work?

20 What time? What hours?

21 MR. DORSAH GARIBA: Ma'am, this is some of

22 the -- you are giving me the courtesy. I

1 appreciate that.

2 But if you want me to come to a hearing  
3 or go with you, why don't you check with me? You  
4 can check with my because you don't my schedule.  
5 You don't check -- because had -- this available.  
6 This will be available or not. You didn't check  
7 and see if it is because I think you are a big guy.  
8 You don't know my schedule.

9 JUDGE MORAN: That's what I'm asking you right  
10 now.

11 MR. DORSAH GARIBA: Yeah, I appreciate the  
12 courtesy you are giving to me. But what they are  
13 doing, I mean it's like they don't care. Whatever  
14 date they pick, that's what I should accept, too.

15 JUDGE MORAN: I'm looking for -- because I'm  
16 available very few dates next month.

17 MR. DORSAH GARIBA: What would be the objective  
18 of the next hearing?

19 JUDGE MORAN: To have a hearing. None --  
20 nothing anyone has told me has been under oath,  
21 okay?

22 I'm trying to iron out the issues,

1   trying to find out what the complaint is all about  
2   so that both of you will now go back and be able to  
3   present your case to me.

4       MR. DORSAH GARIBA:   Ma'am, it's okay.   I won't  
5   be here.

6       MR. GOLDSTEIN:   October 17th.

7       MR. DORSAH GARIBA:   Just you can say they won or  
8   whatever it is.   I won't be here because I don't  
9   see it worth coming.   There won't be any outcome  
10   there.

11       MR. GOLDSTEIN:   All right.

12                Could we set it for --

13       JUDGE MORAN:   And I don't even make the outcome.

14       MR. DORSAH GARIBA:   Oh, it's okay.   I have come  
15   here.   I will not waste my time again because there  
16   won't be any outcome.   I will stand this battle to  
17   different ground.

18                I contacted the Commission thinking -- I  
19   said -- I will -- they wrote down something.   It's  
20   over two months and I even have to live with the  
21   humiliation because my lights was the only lights  
22   that was not on there.   What is the Commission

1 going to do now for me to come again here, waste my  
2 time. Lose my daily wage and come here for a  
3 second time?

4 My daily wage alone pass for what they  
5 were saying here. The matter is not about the  
6 bills. It's about the criminal acts. And I will  
7 pursue the federal investigation and I will retain  
8 the Company to defend this in court because this,  
9 I'll fight for the rest of -- not just for me, but  
10 this should -- it's wrong.

11 MR. JOHN PARISE: Sir --

12 MR. DORSAH GARIBA: Because nobody want to be in  
13 light. You punish people. You -- people to get  
14 the money. It's -- it's wrong. It's shouldn't be  
15 like that. I have the evidence.

16 Ma'am, please, I got to take some  
17 medication. Please can I leave with your  
18 permission?

19 JUDGE MORAN: Sure. Thank you.

20 MR. DORSAH GARIBA: Thank you very much.

21 Have a nice days.

22 (Discussion off the record.)

1 JUDGE MORAN: I'm continuing this matter now to  
2 October 17th, 2008, at the hour of 10:00 a.m.

3 (Whereupon, said hearing was  
4 continued to October 17, 2008  
5 at 10:00 a.m.)

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